



New Jersey Department of Children and Families Policy Manual

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| Manual: | NJAC | NJ Administrative Code Excerpts | Effective Date: |
| Title | 10 | Human Services | |
| Chapter | 122E | Removal Of Children In Placement From Resource Family Homes | 12/2/2008 |
| Subchapter: | 2 | Removing A Child In Placement From The Resource Family Home | |
| Section | 5 | Considerations in deciding whether or not to remove (N.J.A.C. 10:122E-2.5) | |

§10:122E-2.5 Considerations in deciding whether or not to remove

(a) The Division representative shall consider the following points when deciding whether to remove a child in placement, in emergency and non-emergency situations:

1. The age of the child in placement;
2. The length of stay in this resource family home;
3. The relationship between the child in placement and the resource family;
4. The number and impact of prior moves on the child in placement;
5. The child's adjustment to the extended resource family and community;
6. The child's expressed wishes;
7. The resource family's history with the Division and of successful parenting;
8. The availability of support services to maintain the placement;
9. The willingness of the resource family and the child in placement to work to overcome problems;
10. The child's injuries for which neither the resource family nor the child in placement can offer a reasonable explanation;
11. The resource family's cooperation or lack of cooperation with any child abuse and neglect investigation;
12. The child's allegations of child abuse or neglect;
13. The child's immediate safety;
14. The child's risk of future harm; and

15. The location of the child's siblings and the ability to keep them together or reunite them or facilitate visits.

(b) A child in placement may be removed temporarily from a resource family home before or during a child abuse or neglect investigation for the child's safety and protection. If the Division representative makes a finding of unfounded (as defined in N.J.A.C. 10:129-7.3(c)4), the Division representative shall use the criteria listed in (a) above to determine whether the child who has been removed will be returned to the resource family home.

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